

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 11,079

IN THE MATTER OF:

Served January 14, 2008

Application of GLORY MEDTRANS INC.)
to Acquire Certificate No. 1341)
from PROVIDENCE CARE, INC., TRADING)
AS MEDICRIDE, INC.)

Case No. AP-2007-198

By letter dated October 22, 2007, applicant was directed to publish notice of this application in a newspaper of general circulation in the Metropolitan District no later than November 5, 2007, and file an affidavit of publication and certain other documents no later than November 19, 2007.

On November 19, 2007, applicant filed a request for an extension of "the dateline for filling (sic) requirements for the processing of my paperwork with WMATC." The Commission granted applicant's request by letter dated December 5, 2007. The letter directed applicant to publish an enclosed public notice no later than December 19, 2007, and file an affidavit of publication and certain other documents no later than January 2, 2008. The letter stated that no further extensions would be granted.

To provide adequate time for the public to comment on the application, the Commission also extended the deadline for public comments and protests of this application to January 2, 2008, and posted notice of the extended protest period on its website and in its office.

On December 19, 2007, applicant filed an affidavit attesting to publication of notice on November 3, 2007, but the notice specified a protest deadline of November 19, 2007, instead of December 14, 2007. Once the protest deadline was extended, however, only a published notice specifying the extended date comprises adequate notice.¹

Furthermore, applicant has yet to produce evidence of other state and federal operating authority, as directed by both the October 22 letter and the December 5 letter.

Under the Compact, an application to obtain a certificate of authority shall be made in writing, verified, and shall contain the information required by the application form and accompanying

¹ Cf. *In re United Transportation, Inc., t/a U.T.I. Motor Coach*, No. AP-06-106, Order No. 10,035 (Oct. 27, 2006) (once new protest deadline is established applicant's published notice must state extended deadline).

instructions.² An applicant may be required to publish notice of the application in a newspaper of general circulation in the Metropolitan District and furnish any supplemental information necessary for a full and fair examination of the application.³ Failure to comply with the Commission's application requirements warrants dismissal.⁴

THEREFORE, IT IS ORDERED: that the application of Glory Medtrans Inc. is hereby dismissed without prejudice for want of prosecution.

FOR THE COMMISSION:



William S. Morrow, Jr.
Executive Director

² Compact, tit. II, art. XI, § 8; Regulation No. 54-02.

³ Regulation No. 54-04(b).

⁴ *In re One, LLC, t/a Bon Voyage*, No. AP-04-103, Order No. 8212 (Aug. 5, 2004).